

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 12/1/2016 1:58:09 PM
To: Richards, Tina [Tina.Richards@mail.house.gov]
CC: Brown, Byron (EPW) [Byron_Brown@epw.senate.gov]; Levine, Carolyn [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=468b48e304cf4c54a52bb7c83a54fd21-CLevin02]; Albritton, Jason (EPW) [Jason_Albritton@epw.senate.gov]
Subject: Re: Language

Tina

The the TA we provided on significant release was to address the policy concern of not defining significant release on a case by case basis.

We also provided TA on the temporal reference which is important to ensure that a state could retroactively grant authorization for a release and prevent application of this provision/EPA from reviewing the program.

We may have one or two issues we need to flag but are still working those out.

Sent from my iPhone

On Dec 1, 2016, at 8:45 AM, Richards, Tina <Tina.Richards@mail.house.gov> wrote:

Well if we take "through guidance" out of what Nicole has below -- it's pretty close to what Michal wanted -- so that's what we are going with. I have 15 minutes -- so other stuff, speak now or forever hold your peace.

From: Brown, Byron (EPW) [mailto:Byron_Brown@epw.senate.gov]
Sent: Thursday, December 1, 2016 8:43 AM
To: Levine, Carolyn <Levine.Carolyn@epa.gov>; Richards, Tina <Tina.Richards@mail.house.gov>
Cc: Albritton, Jason (EPW) <Jason_Albritton@epw.senate.gov>; Distefano, Nichole <DiStefano.Nichole@epa.gov>
Subject: RE: Language

This is what we had received from Michal. Does not include guidance, but does say not authorized at time of release:

not later than 1 year after the date of a significant release (as defined by the Administrator) that was not authorized at the time the release occurred, from a coal combustion residuals unit located in the State

From: Levine, Carolyn [mailto:Levine.Carolyn@epa.gov]
Sent: Thursday, December 01, 2016 8:40 AM
To: Richards, Tina <Tina.Richards@mail.house.gov>
Cc: Brown, Byron (EPW) <Byron_Brown@epw.senate.gov>; Albritton, Jason (EPW) <Jason_Albritton@epw.senate.gov>; Distefano, Nichole <DiStefano.Nichole@epa.gov>
Subject: Re: Language

I believe that was something Michal asked for.

Carolyn Levine
U.S. EPA
Office of Congressional Affairs
(202) 564-1859
levine.carolyn@epa.gov

On Dec 1, 2016, at 8:36 AM, Richards, Tina <Tina.Richards@mail.house.gov> wrote:

After looking at the revisions/TA from last night on significant release I do not agree to the addition of "through guidance" the rest of the revision is fine.

From: Albritton, Jason (EPW) [mailto:Jason_Albritton@epw.senate.gov]
Sent: Thursday, December 1, 2016 12:01 AM
To: Richards, Tina <Tina.Richards@mail.house.gov>
Cc: Brown, Byron (EPW) <Byron_Brown@epw.senate.gov>
Subject: FW: Language

I just received this TA on the outstanding trigger issue and would suggest we use this language to resolve this issue. Please let me know if you can agree.

From: Distefano, Nichole [<mailto:DiStefano.Nichole@epa.gov>]
Sent: Wednesday, November 30, 2016 11:46 PM
To: Albritton, Jason (EPW)
Subject: Re: Language

The language below attempts to address the policy concern of ensuring that significant release cannot be defined on a case by case basis as well as addressing the concern that a state could retroactively grant authorization for a release and prevent application of this provision/EPA from reviewing the program.

"not later than 1 year after the date of a significant release (as defined by the Administrator ~~through guidance~~) that was not authorized at the time the release occurred, from a coal combustion residuals unit located in the State."

Sent from my iPhone

On Nov 30, 2016, at 8:58 PM, Albritton, Jason (EPW)
<Jason_Albritton@epw.senate.gov> wrote:

EPA TA:

not later than 1 year after the date of a significant release (as defined by the Administrator) that was not authorized at the time the release occurred, from a coal combustion residuals unit located in the State

House Language:

not later than 1 year after the date of an unauthorized significant release, as determined by the Administrator, from a coal combustion residuals unit located in the State;

Jason Albritton
Senior Policy Advisor
Senate Committee on Environment and Public Works
Senator Barbara Boxer, Ranking Member
456 Dirksen Senate Office Building

Tel: 202-224-8832
Fax: 202-224-1273

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 1/19/2016 5:56:07 PM
To: Poirier, Bettina (EPW) [Bettina_Poirier@epw.senate.gov]
Subject: Can we connect today

On TSCA. Let me know if there is a good time.

Personal Phone / Ex. 6

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 7/27/2016 5:20:37 PM
To: Freedhoff, Michal (Markey) [Michal_Freedhoff@markey.senate.gov]
Subject: FW: Notification: EPA Issues Final Rule to Protect the Public from Exposure to Formaldehyde

Making sure you got this

Nichole Distefano
Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

From: Kaiser, Sven-Erik
Sent: Wednesday, July 27, 2016 1:20 PM
Subject: Notification: EPA Issues Final Rule to Protect the Public from Exposure to Formaldehyde

EPA today moves to reduce exposure to formaldehyde vapors from certain wood products produced domestically or imported into the United States.

The agency worked with the California Air Resources Board to help ensure the final national rule is consistent with California requirements for composite wood products. The new rule will level the playing field for domestic manufacturers who have a high rate of compliance with the California standard and will ensure that imported products not subject to California's requirements will meet the new standard and thus, not contain dangerous formaldehyde vapors.

The Formaldehyde Emission Standards for Composite Wood Products Act of 2010 established emission standards for formaldehyde from composite wood products and directed EPA to finalize a rule on implementing and enforcing a number of provisions covering composite wood products.

One year after the rule is published, composite wood products that are sold, supplied, offered for sale, manufactured, or imported in the United States will need to be labeled as TSCA Title VI compliant. These products include: hardwood plywood, medium-density fiberboard, particleboard as well as household and other finished goods containing these products.

EPA is also setting testing requirements to ensure that products comply with those standards, establishing eligibility requirements for third-party certifiers, and establishing eligibility requirements for accreditation bodies to be recognized by EPA that will accredit the third-party certifiers. The new rule includes certain exemptions for products made with ultra-low formaldehyde or no-added formaldehyde resins and new requirements for product labeling, recordkeeping, and enforcement provisions.

Formaldehyde is used as an adhesive in a wide range of wood products, such as some furniture, flooring, cabinets, bookcases and building materials including plywood and wood panels. Exposure to formaldehyde can cause adverse health effects including eye, nose and throat irritation, other respiratory symptoms and cancer.

For more information visit: <https://www.epa.gov/formaldehyde/formaldehyde-emission-standards-composite-wood-products-0>

Please let me know if any questions. Thanks,
Sven

Sven-Erik Kaiser
U.S. EPA
Office of Congressional and Intergovernmental Relations
1200 Pennsylvania Ave., NW (1305A)
Washington, DC 20460
202-566-2753

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 9/28/2015 5:54:23 PM
To: Albritton, Jason (EPW) [Jason_Albritton@epw.senate.gov]
Subject: RE: Does 2:00 work?

Yes and yes.

Nichole Distefano
Deputy Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

From: Albritton, Jason (EPW) [mailto:Jason_Albritton@epw.senate.gov]
Sent: Monday, September 28, 2015 1:53 PM
To: Distefano, Nichole
Subject: RE: Does 2:00 work?

Any way we can push this back a half hour? Have to talk to other EPA folks on TSCA. Also, will you be calling us?

From: Distefano, Nichole [mailto:Distefano.Nichole@epa.gov]
Sent: Monday, September 28, 2015 10:17 AM
To: Albritton, Jason (EPW)
Subject: Does 2:00 work?

Nichole Distefano
Deputy Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 1/19/2016 4:31:34 PM
To: Kessler, Rick [Rick.Kessler@mail.house.gov]
Subject: RE: TSCA

Toll-free dial-in number (U.S. and Canada):

Personal Phone / Ex. 6

Conference code:

Personal Phone / Ex. 6

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

From: Distefano, Nichole
Sent: Tuesday, January 19, 2016 11:30 AM
To: 'Kessler, Rick' <Rick.Kessler@mail.house.gov>
Subject: RE: TSCA

That's fine. Want to say 12:15? I can send a call in #.

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations
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(202) 564-5200
Distefano.Nichole@epa.gov

From: Kessler, Rick [<mailto:Rick.Kessler@mail.house.gov>]
Sent: Tuesday, January 19, 2016 11:28 AM
To: Distefano, Nichole <DiStefano.Nichole@epa.gov>
Subject: RE: TSCA

Yes, but would want Jean and Tuley on, too.

From: Distefano, Nichole [<mailto:DiStefano.Nichole@epa.gov>]
Sent: Tuesday, January 19, 2016 11:00 AM
To: Kessler, Rick
Subject: TSCA

Do you have time to talk with me and Jim Jones today at noon? Sorry for the quick turnaround but wanted to flag something for you.

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 9/23/2015 6:38:20 PM
To: Albritton, Jason (EPW) [Jason_Albritton@epw.senate.gov]
Subject: RE: Are you in the office today?

Was in the middle of typing that to you. But let me know if you need anything else.

Nichole Distefano
Deputy Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

From: Albritton, Jason (EPW) [mailto:Jason_Albritton@epw.senate.gov]
Sent: Wednesday, September 23, 2015 2:32 PM
To: Distefano, Nichole
Subject: RE: Are you in the office today?

Nevermind. Bettina reached Laura.

From: Albritton, Jason (EPW)
Sent: Wednesday, September 23, 2015 2:26 PM
To: Distefano, Nichole
Subject: Are you in the office today?

Bettina and I have a TSCA question.

Jason Albritton
Senior Policy Advisor
Senate Committee on Environment and Public Works
Senator Barbara Boxer, Ranking Member
456 Dirksen Senate Office Building

Tel: 202-224-8832
Fax: 202-224-1273

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 1/19/2016 4:29:47 PM
To: Kessler, Rick [Rick.Kessler@mail.house.gov]
Subject: RE: TSCA

That's fine. Want to say 12:15? I can send a call in #.

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

From: Kessler, Rick [mailto:Rick.Kessler@mail.house.gov]
Sent: Tuesday, January 19, 2016 11:28 AM
To: Distefano, Nichole <DiStefano.Nichole@epa.gov>
Subject: RE: TSCA

Yes, but would want Jean and Tuley on, too.

From: Distefano, Nichole [mailto:DiStefano.Nichole@epa.gov]
Sent: Tuesday, January 19, 2016 11:00 AM
To: Kessler, Rick
Subject: TSCA

Do you have time to talk with me and Jim Jones today at noon? Sorry for the quick turnaround but wanted to flag something for you.

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 1/19/2016 3:59:53 PM
To: Kessler, Rick [Rick.Kessler@mail.house.gov]
Subject: TSCA

Do you have time to talk with me and Jim Jones today at noon? Sorry for the quick turnaround but wanted to flag something for you.

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 4/11/2016 6:04:26 PM
To: Norris, Nate D. EOP/CEQ (b) (6) Repko, Mary Frances [Mary.Frances.Repko@mail.house.gov]; DeGraff, Kenneth [kenneth.degraff@mail.house.gov]; Harding, Stephenne S. EOP/CEQ (b) (6)
CC: Bauserman, Trent D. EOP/WHO (b) (6)
Subject: RE: TSCA

3:00 or 3:30 works for me.

Nichole Distefano
Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

-----Original Message-----

From: Norris, Nate D. EOP/CEQ (b) (6)
Sent: Monday, April 11, 2016 2:01 PM
To: Repko, Mary Frances <Mary.Frances.Repko@mail.house.gov>; Distefano, Nichole <Distefano.Nichole@epa.gov>; DeGraff, Kenneth <kenneth.degraff@mail.house.gov>; Harding, Stephenne S. EOP/CEQ (b) (6)
Cc: Bauserman, Trent D. EOP/WHO (b) (6)
Subject: RE: TSCA

I think a call works. If later in the afternoon is easier for folks, 3 or 3:30 PM is open as well.

-----Original Message-----

From: Repko, Mary Frances [mailto:Mary.Frances.Repko@mail.house.gov]
Sent: Monday, April 11, 2016 1:13 PM
To: Norris, Nate D. EOP/CEQ (b) (6) Distefano, Nichole <Distefano.Nichole@epa.gov>; DeGraff, Kenneth <kenneth.degraff@mail.house.gov>; Harding, Stephenne S. EOP/CEQ (b) (6)
Cc: Bauserman, Trent D. EOP/WHO (b) (6)
Subject: RE: TSCA

I will just be coming out of a meeting at 1 pm, so may be a minute or two behind. Would this be in-person or over the phone.

-----Original Message-----

From: Norris, Nate D. EOP/CEQ (b) (6)
Sent: Monday, April 11, 2016 1:12 PM
To: Distefano, Nichole; DeGraff, Kenneth; Harding, Stephenne S. EOP/CEQ; Repko, Mary Frances
Cc: Bauserman, Trent D. EOP/WHO
Subject: RE: TSCA

Tomorrow afternoon looks pretty clear on our end. How about 1:30?

-----Original Message-----

From: Distefano, Nichole [mailto:Distefano.Nichole@epa.gov]
Sent: Monday, April 11, 2016 12:12 PM
To: DeGraff, Kenneth <kenneth.degraff@mail.house.gov>; Harding, Stephenne S. EOP/CEQ (b) (6) Repko, Mary Frances <Mary.Frances.Repko@mail.house.gov>
Cc: Bauserman, Trent D. EOP/WHO (b) (6); Norris, Nate D. EOP/CEQ (b) (6)
Subject: RE: TSCA

I can to anytime tomorrow after 12:00

Nichole Distefano
Associate Administrator
Office of Congressional and Intergovernmental Relations Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

-----Original Message-----

From: DeGraff, Kenneth [mailto:kenneth.degraff@mail.house.gov]
Sent: Monday, April 11, 2016 12:06 PM
To: Harding, Stephenne S. EOP/CEQ (b) (6) Repko, Mary Frances
<Mary.Frances.Repko@mail.house.gov>
Cc: Bauserman, Trent D. EOP/WHO (b) (6); Distefano, Nichole
<Distefano.Nichole@epa.gov>; Norris, Nate D. EOP/CEQ (b) (6)
Subject: RE: TSCA

Needs to be tomorrow if at all possible.

=====

Kenneth DeGraff
Policy Advisor | Democratic Leader Nancy Pelosi
>www.DemocraticLeader.gov< | 202-225-0100 | kenneth.degraff@mail.house.gov | G H-204, The Capitol
Twitter | Facebook | Youtube | Instagram | Flickr | Tumblr

-----Original Message-----

From: Harding, Stephenne S. EOP/CEQ (b) (6)
Sent: Monday, April 11, 2016 12:05 PM
To: Repko, Mary Frances; DeGraff, Kenneth
Cc: Bauserman, Trent D. EOP/WHO; Distefano.Nichole@epa.gov; Norris, Nate D. EOP/CEQ
Subject: TSCA

Let us know if there is a good time for all of us to discuss TSCA.

+Nate for scheduling

Stephenne Harding
Associate Director of Legislative Affairs The White House Council on Environmental Quality
Direct: 202-456-5157

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 4/11/2016 4:11:34 PM
To: DeGraff, Kenneth [kenneth.degraff@mail.house.gov]; Harding, Stephenne S. EOP/CEQ
(b) (6); Repko, Mary Frances [Mary.Frances.Repko@mail.house.gov]
CC: Bauserman, Trent D. EOP/WHO (b) (6); Norris, Nate D. EOP/CEQ
(b) (6)
Subject: RE: TSCA

I can to anytime tomorrow after 12:00

Nichole Distefano
Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

-----Original Message-----

From: DeGraff, Kenneth [mailto:kenneth.degraff@mail.house.gov]
Sent: Monday, April 11, 2016 12:06 PM
To: Harding, Stephenne S. EOP/CEQ (b) (6); Repko, Mary Frances
<Mary.Frances.Repko@mail.house.gov>
Cc: Bauserman, Trent D. EOP/WHO (b) (6); Distefano, Nichole
<Distefano.Nichole@epa.gov>; Norris, Nate D. EOP/CEQ <(b) (6)>
Subject: RE: TSCA

Needs to be tomorrow if at all possible.

=====

Kenneth DeGraff
Policy Advisor | Democratic Leader Nancy Pelosi
www.DemocraticLeader.gov | 202-225-0100 | kenneth.degraff@mail.house.gov | H-204, The Capitol
Twitter | Facebook | Youtube | Instagram | Flickr | Tumblr

-----Original Message-----

From: Harding, Stephenne S. EOP/CEQ (b) (6)
Sent: Monday, April 11, 2016 12:05 PM
To: Repko, Mary Frances; DeGraff, Kenneth
Cc: Bauserman, Trent D. EOP/WHO; Distefano.Nichole@epa.gov; Norris, Nate D. EOP/CEQ
Subject: TSCA

Let us know if there is a good time for all of us to discuss TSCA.

+Nate for scheduling

Stephenne Harding
Associate Director of Legislative Affairs The White House Council on Environmental Quality
Direct: 202-456-5157

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 1/8/2016 3:54:23 PM
To: Freedhoff, Michal (Markey) [Michal_Freedhoff@markey.senate.gov]
Subject: RE: table on TSCA - House v Senate

Thanks.

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

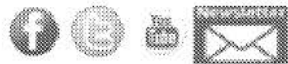
From: Freedhoff, Michal (Markey) [mailto:Michal_Freedhoff@markey.senate.gov]
Sent: Friday, January 08, 2016 10:54 AM
To: Distefano, Nichole <DiStefano.Nichole@epa.gov>
Subject: table on TSCA - House v Senate

ECOS published a table that compares/contrasts a number of TSCA provisions in Senate and House versions of TSCA. At <http://www.ecos.org/> and attached as a pdf.

Michal

Michal Ilana Freedhoff, Ph.D.
Director of Oversight & Investigations
Office of Senator Edward J. Markey
255 Dirksen Senate Office Building
Washington, DC 20510
202-224-2742

Connect with Senator Markey



Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 4/4/2016 4:53:46 PM
To: Albritton, Jason (EPW) [Jason_Albritton@epw.senate.gov]
CC: Davis, CatherineM [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9977d3119e394dcf9cf819e79b52992b-Davis, Catherine]
Subject: Re: TA Request

Sounds good

Sent from my iPhone

On Apr 4, 2016, at 12:34 PM, Albritton, Jason (EPW) <Jason_Albritton@epw.senate.gov> wrote:

Possibly, depending on TSCA meetings. Let's tentatively plan on 2:30. I'll let you know if I need to reschedule.

From: Distefano, Nichole [mailto:DiStefano.Nichole@epa.gov]
Sent: Monday, April 04, 2016 12:28 PM
To: Albritton, Jason (EPW)
Cc: Davis, CatherineM
Subject: RE: TA Request

Are you free between 2:30-3:30?

Nichole Distefano
Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

From: Albritton, Jason (EPW) [mailto:Jason_Albritton@epw.senate.gov]
Sent: Monday, April 04, 2016 10:58 AM
To: Distefano, Nichole <DiStefano.Nichole@epa.gov>
Cc: Davis, CatherineM <Davis.CatherineM@epa.gov>
Subject: RE: TA Request

Sorry. My morning has been busy. Let me know when you are free.

From: Distefano, Nichole [mailto:DiStefano.Nichole@epa.gov]
Sent: Monday, April 04, 2016 9:13 AM
To: Albritton, Jason (EPW)
Cc: Davis, CatherineM
Subject: RE: TA Request

Can you talk at 9:30?

Nichole Distefano
Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

From: Albritton, Jason (EPW) [mailto:Jason_Albritton@epw.senate.gov]
Sent: Sunday, April 03, 2016 10:44 PM
To: Distefano, Nichole <DiStefano.Nichole@epa.gov>
Cc: Davis, CatherineM <Davis.CatherineM@epa.gov>
Subject: RE: TA Request

A call would be good. Please let me know times that work tomorrow. I also need TA related to CWA affordability issues. I can describe those when we talk.

From: Distefano, Nichole [<mailto:DiStefano.Nichole@epa.gov>]
Sent: Saturday, April 02, 2016 12:34 PM
To: Albritton, Jason (EPW) <Jason_Albritton@epw.senate.gov>
Cc: Davis, CatherineM <Davis.CatherineM@epa.gov>
Subject: Re: TA Request

Thanks Jason. When do you need this? May be good for us to chat first thing on Monday.

Sent from my iPhone

On Apr 2, 2016, at 10:51 AM, Albritton, Jason (EPW) <Jason_Albritton@epw.senate.gov> wrote:

We are preparing for the EPW water infrastructure hearing next week and would like to get some info on SDWA budget history.

Specifically, could you provide budget history (FTEs and spending) for implementation of the SDWA Public Water Supply program? We are looking for EPA's expenditures on management and enforcement of the program, not the grants portion.

Let me know if you have any questions.

Thanks,

Jason

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 12/16/2015 5:59:22 PM
To: Kessler, Rick [Rick.Kessler@mail.house.gov]
Subject: RE: Time to connect

Yep. I think the 2:30 is a TA call on language. We wanted to talk a little more big picture. I am at my desk [Personal Phone / Ex. 6] I will conference in Jim.

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

-----Original Message-----

From: Kessler, Rick [mailto:Rick.Kessler@mail.house.gov]
Sent: Wednesday, December 16, 2015 12:57 PM
To: Distefano, Nichole <Distefano.Nichole@epa.gov>
Subject: Re: Time to connect

To be clear we have a 2:30 with Sven, so I just want to clear up any confusion -or at least mine.

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

Original Message
From: Rick.Kessler@mail.house.gov
Sent: Wednesday, December 16, 2015 12:56 PM
To: Distefano, Nichole
Subject: Re: Time to connect

Best number to reach you now?

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

Original Message
From: Distefano, Nichole
Sent: Wednesday, December 16, 2015 12:49 PM
To: Kessler, Rick
Subject: RE: Time to connect

Hey Rick - Let me know if 1:00 is still a good time and the best number to call.

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

-----Original Message-----

From: Distefano, Nichole
Sent: Wednesday, December 16, 2015 9:31 AM
To: 'Kessler, Rick' <Rick.Kessler@mail.house.gov>
Subject: RE: Time to connect

Ok. Would be good if maybe the 3 of us can connect. Is there a best number to call at 1:00?

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

-----Original Message-----

From: Kessler, Rick [mailto:Rick.Kessler@mail.house.gov]

Sent: Wednesday, December 16, 2015 9:17 AM

To: Distefano, Nichole <Distefano.Nichole@epa.gov>

Cc: Fruci, Jean <Jean.Fruci@mail.house.gov>; Wright, Tuley <Tuley.Wright@mail.house.gov>

Subject: Re: Time to connect

Probably can't do until 1pm, but definetly want to connect soon.

Sent from my BlackBerry 10 smartphone on txhe Verizon Wireless 4G LTE network.

Original Message

From: Distefano, Nichole

Sent: Wednesday, December 16, 2015 9:04 AM

To: Kessler, Rick

Subject: Re: Time to connect

It is.

Sent from my iPhone

> On Dec 16, 2015, at 8:59 AM, Kessler, Rick <Rick.Kessler@mail.house.gov> wrote:

>

> Is this TSCA?

>

> Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

> Original Message

> From: Distefano, Nichole

> Sent: Wednesday, December 16, 2015 8:41 AM

> To: Kessler, Rick

> Subject: Time to connect

>

>

> Rick

>

> Do you have time to connect this morning with me and Jim Jones?

>

>

> Sent from my iPhone

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 12/16/2015 5:49:14 PM
To: Kessler, Rick [Rick.Kessler@mail.house.gov]
Subject: RE: Time to connect

Hey Rick - Let me know if 1:00 is still a good time and the best number to call.

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

-----Original Message-----

From: Distefano, Nichole
Sent: Wednesday, December 16, 2015 9:31 AM
To: 'Kessler, Rick' <Rick.Kessler@mail.house.gov>
Subject: RE: Time to connect

Ok. Would be good if maybe the 3 of us can connect. Is there a best number to call at 1:00?

Nichole Distefano
Acting Associate Administrator
Office of Congressional and Intergovernmental Relations Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

-----Original Message-----

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Sent: Wednesday, December 16, 2015 9:17 AM
To: Distefano, Nichole <Distefano.Nichole@epa.gov>
Cc: Fruci, Jean <Jean.Fruci@mail.house.gov>; Wright, Tuley <Tuley.Wright@mail.house.gov>
Subject: Re: Time to connect

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To: Kessler, Rick
Subject: Re: Time to connect

It is.

Sent from my iPhone

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> To: Kessler, Rick

> Subject: Time to connect

>

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> Rick

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Sent: 12/16/2015 2:31:11 PM
To: Kessler, Rick [Rick.Kessler@mail.house.gov]
Subject: RE: Time to connect

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Office of Congressional and Intergovernmental Relations
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-----Original Message-----

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Sent: Wednesday, December 16, 2015 9:17 AM
To: Distefano, Nichole <Distefano.Nichole@epa.gov>
Cc: Fruci, Jean <Jean.Fruci@mail.house.gov>; Wright, Tuley <Tuley.Wright@mail.house.gov>
Subject: Re: Time to connect

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Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 12/16/2015 2:04:39 PM
To: Kessler, Rick [Rick.Kessler@mail.house.gov]
Subject: Re: Time to connect

It is.

Sent from my iPhone

> On Dec 16, 2015, at 8:59 AM, Kessler, Rick <Rick.Kessler@mail.house.gov> wrote:
>
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Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 12/6/2015 3:51:31 PM
To: Freedhoff, Michal (Markey) [Michal_Freedhoff@markey.senate.gov]
Subject: Re: TA request (for starting on Monday)

I'll give you a call on Monday. Would just like to include my staff (Sven) to make sure things flow faster and things don't get missed.

Sent from my iPhone

On Dec 6, 2015, at 10:47 AM, Freedhoff, Michal (Markey) <Michal_Freedhoff@markey.senate.gov> wrote:

Sure, but I'm confused by the question from the get go. Is there some reason to think a different group would be?

Michal Ilana Freedhoff, Ph.D.
Director of Oversight and Investigations
Office of Senator Edward J. Markey (D-MA)

From: Distefano, Nichole
Sent: Sunday, December 6, 2015 10:45 AM
To: Freedhoff, Michal (Markey)
Subject: Re: TA request (for starting on Monday)

Got it. Can we connect on Monday to discuss those who may be involved given the change in status?

Sent from my iPhone

On Dec 6, 2015, at 9:53 AM, Freedhoff, Michal (Markey) <Michal_Freedhoff@markey.senate.gov> wrote:

Nichole

We've very much appreciated the rapid turn around on questions related to the "may pose an unreasonable risk" section 4 and 6 text of House/TSCA, as well as efforts to understand what it could mean for EPA to have to determine both potential exposure and potential hazard under section 6 before starting a risk evaluation.

I'm trying to understand whether the solution on section 6 could be in section 4.

If the section 4 test finding catch 22 was removed or changed to something like "basis for concern" or something like that, under House text, would EPA be able to request some data from industry on a chemical that was ubiquitous but about which little was known in order to establish some potential for hazard (and then be able to proceed with a risk evaluation)? I don't think I read the House bill as allowing this, I think I read it as allowing testing once a risk evaluation is already underway. But if so, would EPA be likely to use its section 4 authority and

resources that way, or would it be more likely to use it on substances for which the "may pose an unreasonable risk" section 6 finding could more easily be made?

Thanks
Michal

Michal Ilana Freedhoff, Ph.D.
Director of Oversight and Investigations
Office of Senator Edward J. Markey (D-MA)

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 12/6/2015 3:45:51 PM
To: Freedhoff, Michal (Markey) [Michal_Freedhoff@markey.senate.gov]
Subject: Re: TA request (for starting on Monday)

Got it. Can we connect on Monday to discuss those who may be involved given the change in status?

Sent from my iPhone

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Nichole

We've very much appreciated the rapid turn around on questions related to the "may pose an unreasonable risk" section 4 and 6 text of House/TSCA, as well as efforts to understand what it could mean for EPA to have to determine both potential exposure and potential hazard under section 6 before starting a risk evaluation.

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Thanks
Michal

Michal Ilana Freedhoff, Ph.D.
Director of Oversight and Investigations
Office of Senator Edward J. Markey (D-MA)

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 2/25/2016 9:45:55 PM
To: Freedhoff, Michal (Markey) [Michal_Freedhoff@markey.senate.gov]
Subject: RE: it was these

I think it is just that it is grandfathered under current TSCA

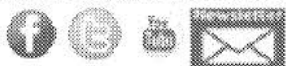
Nichole Distefano
Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

From: Freedhoff, Michal (Markey) [mailto:Michal_Freedhoff@markey.senate.gov]
Sent: Thursday, February 25, 2016 4:43 PM
To: Distefano, Nichole <DiStefano.Nichole@epa.gov>
Subject: it was these

<http://www.epa.gov/enforcement/ei-dupont-de-nemours-and-company-settlement-0>
<http://www.epa.gov/enforcement/ei-dupont-de-nemours-and-company-settlement>

Michal Ilana Freedhoff, Ph.D.
Director of Oversight & Investigations
Office of Senator Edward J. Markey
255 Dirksen Senate Office Building
Washington, DC 20510
202-224-2742

Connect with Senator Markey



Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 3/12/2015 11:41:51 PM
To: Peppard, Colin (Carper) [Colin_Peppard@carper.senate.gov]
Subject: Re: TSCA Call?

Perfect. I have a 9:30 mtg.

Sent from my iPhone

> On Mar 12, 2015, at 7:39 PM, Peppard, Colin (Carper) <Colin_Peppard@carper.senate.gov> wrote:
>
> cell. Personal Phone / Ex. 6. Thank

Message

From: Distefano, Nichole [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=31D32A3A3A9E4591B5FDFC3EB96E8B78-DISTEFANO,]
Sent: 6/8/2016 10:34:11 PM
To: Freedhoff, Michal (Markey) [Michal_Freedhoff@markey.senate.gov]
Subject: RE: mtg/calls

Ok. Send me a note after your call and will see who best ppl to talk to. A group of us are out tomorrow but will find time on Friday.

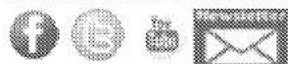
Nichole Distefano
Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

From: Freedhoff, Michal (Markey) [mailto:Michal_Freedhoff@markey.senate.gov]
Sent: Wednesday, June 08, 2016 3:52 PM
To: Distefano, Nichole <DiStefano.Nichole@epa.gov>
Subject: RE: mtg/calls

Won't be able to until after IG call which is tomorrow AM, on GAO they are just going through all of the reports and unimplemented recommendations and coming up with statistics on implementation which I can share with you.... if they elaborate on specific recommendations, they directed us to the priority letter GAO sent you (so toxics, lots of water, etc – I don't yet have the letter).

Michal Ilana Freedhoff, Ph.D.
Director of Oversight & Investigations
Office of Senator Edward J. Markey
255 Dirksen Senate Office Building
Washington, DC 20510
202-224-2742

Connect with Senator Markey



From: Distefano, Nichole [mailto:DiStefano.Nichole@epa.gov]
Sent: Wednesday, June 08, 2016 3:44 PM
To: Freedhoff, Michal (Markey)
Subject: RE: mtg/calls

Would probably need to be Friday as some folks are out tomorrow. Can you give me a sense of focus areas so I know who to have on the call.

Nichole Distefano

Associate Administrator
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
(202) 564-5200
Distefano.Nichole@epa.gov

From: Freedhoff, Michal (Markey) [mailto:Michal_Freedhoff@markey.senate.gov]
Sent: Wednesday, June 08, 2016 3:41 PM
To: Distefano, Nichole <DiStefano.Nichole@epa.gov>
Subject: mtg/calls

Hey there

Can we schedule a call with you guys on the GAO/IG recommendations? Maybe tomorrow afternoon or Friday morning?

And also, not as time-sensitive, I'd like to schedule a call or meeting to talk TSCA implementation! Yay!

Talk to you soon
michal

Michal Ilana Freedhoff, Ph.D.
Director of Oversight & Investigations
Office of Senator Edward J. Markey
255 Dirksen Senate Office Building
Washington, DC 20510
202-224-2742

Connect with Senator Markey

